

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 61st LEGISLATURE - REGULAR SESSION

JOINT APPROPRIATIONS SUBCOMMITTEE ON NATURAL RESOURCES AND TRANSPORTATION

Call to Order: Chairman Galen Hollenbaugh, on February 20, 2009
at 8:56 A.M., in Room 317-C Capitol

ROLL CALL

Members Present:

Rep. Galen Hollenbaugh, Chairman (D)
Sen. Rick Ripley, Vice Chairman (R)
Rep. Duane Ankney (R)
Sen. John Brenden (R)
Rep. Llew Jones (R)
Rep. Robert Mehlhoff (D)
Sen. Mitch Tropila (D)

Members Excused: None

Members Absent: None

Staff Present: James Chamberlain, OBPP
Greg DeWitt, Legislative Branch
Tyrrell Hibbard, Committee Secretary
Barbara Smith, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Subjects Addressed: Discussion on recommendations for
stimulus appropriations

Executive Action: Department of Livestock brand re-
record committee bill and DP 601;
committee letter to the EPA;
recommendations to stimulus
appropriations

00:00:00 Chairman Hollenbaugh
[EXHIBIT\(jnh40a01\)](#)

**Conference call with Department of Transportation and Highway
Commission regarding Stimulus Appropriations**

00:06:09 Jim Lynch, Director, Montana Department of
Transportation (DOT), by conference call
00:08:53 Highway Commission introductions, by conference call
00:09:28 Mr. Lynch
00:09:50 Department of Transportation introductions, by
conference call
00:10:01 Kevin Howlett, Commissioner, Highway Commission
00:10:10 Mr. Lynch
00:12:10 Mr. Howlett
00:12:21 Mr. Lynch
00:12:44 Chairman Hollenbaugh
00:13:46 Mr. Lynch
00:13:54 Additional conference line introductions
00:14:21 Mr. Lynch
00:24:00 Mr. Howlett
00:24:18 Chairman Hollenbaugh
00:24:48 Mr. Lynch
00:27:27 Chairman Hollenbaugh
00:28:12 Mr. Lynch
00:28:57 Chairman Hollenbaugh
00:29:29 End conference call

EXECUTIVE ACTION ON DEPARTMENT OF LIVESTOCK

00:29:43 **Motion:** Sen. Brenden moved **(1) TO ESTABLISH A
COMMITTEE BILL** to implement the necessary changes in
statute to transition the brand rate re-record from a
once-every-ten-year period to an annual re-record of at
least ten percent of the brands, **(2) REQUIRE A PROGRESS
REPORT** at the next legislative session, mid-FY 2011, to
this committee, and **(3) APPROPRIATE THE FY 2011
FUNDING.**

Discussion:

00:30:19 Chairman Hollenbaugh
00:30:32 Sen. Brenden
00:31:02 Ms. Smith, Legislative Fiscal Division (LFD)
[EXHIBIT\(jnh40a02\)](#)
00:37:07 Chairman Hollenbaugh
00:37:11 Sen. Ripley
00:38:04 Ms. Smith

00:38:24 Rep. Jones
00:39:42 Chairman Hollenbaugh
00:39:48 Rep. Mehlhoff
00:40:44 Chairman Hollenbaugh
00:40:53 Christian Mackay, Executive Officer, Department of
Livestock (DOL)
00:41:03 Ms. Smith
00:41:05 Mr. Mackay
00:43:40 George Harris, Administrator, Centralized Services, DOL
00:44:37 Sen. Brenden
00:45:04 Chairman Hollenbaugh
00:45:07 Sen. Brenden
00:45:29 Mr. Mackay
00:45:41 Sen. Brenden
00:46:05 Mr. Mackay
00:46:19 Sen. Brenden
00:46:32 Rep. Jones
00:47:13 Mr. Mackay
00:48:47 Rep. Jones
00:50:33 Mr. Mackay
00:50:36 Rep. Jones
00:51:14 Rep. Mehlhoff
00:51:49 Mr. Mackay
00:52:47 Chairman Hollenbaugh
00:53:26 Sen. Brenden
00:53:39 Chairman Hollenbaugh
00:53:43 Sen. Brenden
00:54:22 Chairman Hollenbaugh
00:54:31 **Substitute Motion:** Sen. Brenden moved **TO ADOPT DP 601
WITH CONTINGENT VOIDING LANGUAGE SHOULD THE SAID
COMMITTEE BILL PASS.**
00:54:37 Chairman Hollenbaugh
00:55:32 Ms. Smith
00:55:39 Sen. Brenden
00:55:49 Ms. Smith
00:56:03 Chairman Hollenbaugh

00:57:03 **Vote:** Sen. Brenden's committee bill motion carried
unanimously by roll call vote.

00:57:21 **Vote:** Motion to adopt DP 601 with language voiding the
decision package if the committee bill passes carried
unanimously by voice vote.

00:57:45 Rep. Mehlhoff
00:58:01 Ms. Smith
00:58:18 Rep. Mehlhoff
00:58:27 Ms. Smith

00:58:39 Chairman Hollenbaugh
00:58:44 Sen. Ripley
00:58:51 Chairman Hollenbaugh
00:59:11 Ms. Smith
00:59:20 **Motion/Vote:** Sen. Ripley moved **TO INCLUDE MEASURABLE
GOALS AND OBJECTIVES IN THE COMMITTEE BILL.** Motion
carried without objection.

DISCUSSION ON RECOMMENDATIONS FOR STIMULUS APPROPRIATIONS

00:59:59 Ms. Smith
01:01:20 Tom Livers, Deputy Director, Department of
Environmental Quality (DEQ)
01:02:43 Chairman Hollenbaugh
01:02:53 Rep. Mehlhoff
01:03:35 Mr. Livers
01:07:00 Rep. Mehlhoff
01:07:53 Mr. Livers
01:08:03 Rep. Mehlhoff
01:08:08 Mr. Livers
01:09:22 Rep. Jones
01:10:25 Mr. Livers
01:12:26 Rep. Jones
01:13:25 Richard Opper, Director, DEQ
01:15:18 Rep. Ankney left hearing.
01:19:45 Sen. Brenden
01:21:13 Rep. Ankney returned.
01:22:14 Mr. Opper
01:23:55 Mary Sexton, Director, Department of Natural Resources
and Conservation
01:24:20 Sen. Brenden
01:24:47 Ms. Sexton
01:25:29 Sen. Brenden
01:25:41 Chairman Hollenbaugh
01:26:21 Rep. Jones
01:27:05 Ms. Sexton
EXHIBIT(jnh40a03)
01:30:06 Rep. Jones
01:30:34 Sen. Tropila
01:31:33 Chairman Hollenbaugh
01:31:39 Ms. Smith
01:32:10 Chairman Hollenbaugh
01:32:15 Ms. Sexton
01:33:31 Rep. Ankney
01:34:05 Ms. Sexton
01:34:34 Sen. Ripley
01:35:02 Ms. Sexton
01:35:39 Chairman Hollenbaugh

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01:36:08 Mr. Opper
01:36:12 Chairman Hollenbaugh
01:36:15 Mr. Opper
01:37:11 Chairman Hollenbaugh
01:37:34 Mr. Opper
01:38:05 Chairman Hollenbaugh
01:38:17 Mr. Opper
01:38:19 Rep. Mehlhoff
01:38:58 Ms. Sexton

EXHIBIT (jnh40a04)

01:40:51 Rep. Mehlhoff
01:41:10 Ms. Sexton
01:41:53 Ms. Smith
01:42:14 Chairman Hollenbaugh

01:42:23 **Motion:** Sen. Tropila moved **TO DRAFT A COMMITTEE LETTER TO THE EPA** recommending Superfund sites for the EPA's extra superfund money.

Discussion:

01:43:45 Ms. Smith
01:44:00 Mr. Livers
01:45:02 **Substitute Motion/Vote:** Sen. Tropila moved to **REQUEST A WAIVER OF THE STATE MATCH FOR STIMULUS SUPERFUND MONIES** in the committee letter to the EPA. Motion carried without objection.

01:45:54 Ms. Smith
01:46:23 Sen. Tropila
01:46:27 Ms. Smith
01:46:45 Chairman Hollenbaugh
01:46:58 Ms. Smith
01:47:14 Rep. Jones
01:47:49 Chairman Hollenbaugh
01:48:06 Sen. Ripley
01:48:15 Chairman Hollenbaugh
01:48:19 Sen. Ripley
01:48:36 Chairman Hollenbaugh
01:49:03 Sen. Ripley
01:49:09 Rep. Ankney
01:49:59 Chairman Hollenbaugh
01:50:09 Sen. Brenden
01:50:23 Rep. Jones
01:50:36 Chairman Hollenbaugh
01:50:41 Rep. Jones
01:50:47 Chairman Hollenbaugh
01:50:53 Rep. Ankney

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01:51:44 Chairman Hollenbaugh
01:52:05 Rep. Jones
01:52:38 Chairman Hollenbaugh
01:52:43 Rep. Jones
01:53:14 Chairman Hollenbaugh
01:54:03 Mr. Livers
01:54:38 Chairman Hollenbaugh
01:54:47 Ms. Smith
01:54:57 Sen. Tropila left hearing.
01:57:16 Chairman Hollenbaugh
01:57:26 Rep. Jones
01:57:28 Chairman Hollenbaugh
01:57:43 Rep. Jones
01:57:51 Ms. Smith
01:58:21 Chairman Hollenbaugh
01:58:23 Ms. Smith
EXHIBIT (jnh40a05)
01:58:41 Rep. Mehlhoff
01:58:57 Ms. Smith
01:59:07 Chairman Hollenbaugh
01:59:40 Ms. Smith
02:00:01 Sen. Brenden
02:00:12 Chairman Hollenbaugh
02:00:17 Mr. Chamberlain, OBPP
02:00:26 Rep. Jones and Sen. Ripley left hearing.
02:00:40 Sen. Brenden left hearing.
02:00:53 Chairman Hollenbaugh

ADJOURNMENT

02:01:28 Adjournment: 10:58 A.M.

Tyrrell Hibbard, Secretary

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Additional Documents

Additional Documents:

EXHIBIT ([jnh40aad.pdf](#))